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7 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA

8

9 UNITED STATES OF AMERICA,

Case No. 2:21-cr-223-RFB-DJA

10 Plaintiff,

Stipulation to Modify Bond Conditions
as to Darnell Deonte Calvin [ECF 11]
and Andrea Tionda Carr [ECF 14]

11 v.

12 DARNELL DEONTE CALVIN

13 and

14 ANDREA TIONDA CARR,

15 Defendants.

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17 The parties stipulate as follows:

18 On July 30, 2021, codefendants Darnell Deonte Calvin and Andrea Tionda Carr
19 came separately before United States Magistrate Judge Brenda Weklser for their initial
20 appearance on a criminal complaint. ECF Nos. 5 and 6, respectively. The Court separately
21 ordered the release of defendants Calvin and Carr on personal recognizance bonds, setting
22 conditions for each under 18 U.S.C. § 3142. ECF Nos. 11 and 14, respectively.

23 Codefendants share parental responsibility for two minor children.

24

1 A discrepancy between the written bond conditions regarding communication, as
2 well as an apparent discrepancy between the conditions discussed during the hearing and
3 those contained in the written bond for defendant Calvin, has impeded communication
4 between codefendants regarding care of the minor children. Calvin is directed, under
5 “Contact,” (32), that “the defendant shall avoid all contact directly or indirectly with
6 codefendant(s), unless it is in the presence of counsel.” ECF No. 11 at 4. Carr is directed,
7 under (80) “Other conditions,” that “the defendant may have contact with the codefendant,
8 however, they should avoid discussing the case.” ECF No. 14 at 6.

9 Neither codefendant has incurred a violation of their bond conditions.

10 A judicial officer may at any time amend a release order to impose additional or
11 different conditions of release. 18 U.S.C. § 3142(c)(3). After consulting with the Pretrial
12 Services Officers supervising codefendants Calvin and Carr, the parties stipulate that
13 section 3142(g) factors would permit each defendant’s bond to be modified to strike the
14 current communication provision, substituting in each the condition that “The defendant
15 shall avoid all contact directly or indirectly with codefendant about the case, unless it is in
16 the presence of counsel,” and that each bond should be so modified.

17 The Pretrial Services Officers supervising defendants Calvin and Carr concur with
18 this modification.

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1 This uniform condition would restrict communication regarding the case to the
2 presence of counsel while permitting communication on any other topic, including parental
3 responsibilities relating to the minor children.

4 A proposed order follows.

5 DATED August 26, 2021

6 RENE L. VALLADARES
Federal Public Defender

7
8 *//s// Joanne Diamond* _____
JOANNE DIAMOND
9 Assistant Federal Public Defender
Counsel for Darnel Deonte Calvin

//s// Dan Hill _____
DAN HILL, Esquire
Hill Firm
Counsel for Andrea Tionda Carr

10 CHRISTOPHER CHIOU
11 Acting United States Attorney

12
13 *//s// Daniel J Cowhig* _____
DANIEL J. COWHIG
Assistant United States Attorney

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2 **UNITED STATES DISTRICT COURT**
3 **DISTRICT OF NEVADA**

4 UNITED STATES OF AMERICA,

5 Plaintiff,

6 v.

7 DARNELL DEONTE CALVIN

8 and

9 ANDREA TIONDA CARR,

10 Defendants.

Case No. 2:21-cr-223-RFB-DJA

ORDER

Regarding Stipulation to
Modify Bond Conditions as to
Darnell Deonte Calvin [ECF 11] and
Andrea Tionda Carr [ECF 14]

12 ORDER

13 Based on the pending stipulation of counsel, the record of proceedings in this case,
14 with good cause appearing therefore and after consideration of the factors set forth in 18
15 U.S.C. §§ 3142(c) and (g), IT IS HEREBY ORDERED that the bond condition of
16 defendant Darnell Deonte Calvin regarding communication with his codefendant,
17 ECF No. 11 at 4, and the bond condition of defendant Andrea Tionda Carr, regarding
18 communication with her codefendant, ECF No. 14 at 6, be stricken, substituting in each the
19 condition that "The defendant shall avoid all contact directly or indirectly with
20 codefendant about the case, unless it is in the presence of counsel."

21 IT IS FURTHER ORDERED that the hearing set for 8/30/2021 is VACATED.

22 **IT IS SO ORDERED**

23 **DATED:** 9:14 am, August 27, 2021

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BRENDA WEKSLER
UNITED STATES MAGISTRATE JUDGE

Certificate of Service

I, Daniel J. Cowhig, hereby certify that on this day I served an electronic copy of the above Stipulation to Modify Bond Conditions as to Darnell Deonte Calvin [ECF 11] and Andrea Tionda Carr [ECF 14] on Counsel of Record via Electronic Case Filing (ECF).

Dated August 26, 2021

//s// Daniel J Cowhig
DANIEL J. COWHIG
Assistant United States Attorney